

WOOD, HERRON & EVANS, L.L.P.

BRUCE TITTEL
DONALD F. FREI
DAVID J. JOSEPHIC
DAVID S. STALLARD
J. ROBERT CHAMBERS
GREGORY J. LUNN
KURT L. GROSSMAN
CLEMENT H. LUKEN, JR.
THOMAS J. BURGER
GREGORY F. AHRENS
WAYNE L. JACOBS
KURT A. SUMME
KEVIN G. ROONEY
KEITH R. HAUPT
THEODORE R. REMAKLUS
THOMAS W. HUMPHREY
SCOTT A. STINEBRUNER
DAVID H. BRINKMAN
BEVERLY A. LYMAN, PH.D.
KRISTI L. DAVIDSON

OF COUNSEL
JOHN D. POFFENBERGER
THOMAS W. FLYNN

2700 CAREW TOWER
441 VINE STREET
CINCINNATI, OHIO 45202-2917

TELEPHONE: 513-241-2324

FACSIMILE: 513-241-6234

EMAIL: Info@whepatent.com

PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968
TRUMAN A. HERRON 1935-1976
EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN
C. RICHARD EBY
DAVID E. PRITCHARD

J. DWIGHT POFFENBERGER, JR.
KATHRYN E. SMITH
P. ANDREW BLATT, PH.D.
DAVID E. JEFFERIES
WILLIAM R. ALLEN, PH.D.
JOHN PAUL DAVIS
DOUGLAS A. SCHOLER
BRETT A. SCHATZ
DAVID W. DORTON
SARAH OTTE GRABER
STEVEN W. BENINTENDI, PH.D.
RANDALL S. JACKSON, JR.

TECHNICAL ADVISORS
HENRY M. LABODA, PH.D.

RECEIVED
CENTRAL FAX CENTER

JAN 16 2006

January 16, 2006

FACSIMILE COVER SHEET

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Fax: 571-273-8300

From: David E. Jefferies

Re: **Status Inquiry**
U.S. Application Serial No. 10/774,803
Filed February 9, 2004
**STABLE PARENTERAL
FORMULATION OF
LEVOMEPRMAZINE AND A
METHOD FOR STABILIZING SAID
FORMULATION**
Ralph A. Heasley
Group 1617
Atty. Docket: XANO-42

Pages: 2 (including cover sheet)


MESSAGE/COMMENTS

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you. If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. **OUR FAX NUMBER IS (513) 241-6234.**

PATENT

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being sent via facsimile to the U.S. Patent and Trademark Office at facsimile no. (571) 273-8300 on the date set forth below.

 1/16/06
Ginger Graff Grammer Date

RECEIVED
CENTRAL FAX CENTER

JAN 16 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/774,803
Filing Date: February 9, 2004
Applicant: Ralph A. Heasley
Title: STABLE PARENTERAL FORMULATION OF LEVOMEPRMAZINE AND A
METHOD FOR STABILIZING SAID FORMULATION
Art Unit: 1617
Conf. No.: 9066
Atty. Docket: XANO-42

Cincinnati, Ohio

January 16, 2006


Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATUS INQUIRY

In checking our files, we find that we have not received any Office Action on the merits of the above-identified application since it was filed on February 9, 2004. We are concerned with the possibility that an Office Action was issued and possibly misplaced or lost in the mail. Kindly check your files and let us know the status of this case. If an Office Action has been issued, we would appreciate it if you would send us a copy or advise us as to when we might expect to hear further on this matter.

If any petition for extension of time is necessary to accompany this communication, please consider this paper a petition for such an extension of time, and apply the appropriate extension of time fee to Deposit Account No. 23-3000. If any other charges or credits are necessary to complete this communication, please apply them to Deposit Account No. 23-3000.

Respectfully Submitted,


David E. Jefferies, Reg. No. 46,800

Wood, Herron & Evans, L.L.P.
2700 Carew Tower
Cincinnati, Ohio 45202
(513) 241-2324 (voice)
(513) 241-6234 (facsimile)